IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE P.N.RAVINDRAN

THURSDAY, THE 13TH DECEMBER 2007 / 22ND AGRAHAYANA 1929

Con.Case(C).No. 1205 of 2007(S)

AGAINST THE JUDGEMENT IN WPC.1452/2007 Dated 20/07/2007
.....

PETITIONER/PETITIONER:

FR. VARGHESE MANAVALAN,
S/O. ANTHAPPAN,
AGED 55 YEARS, RESIDING AT ST.ANTONY'S CHURCH,
KIZHAKKAMBALAM, KUNNATHUNADU TALUK, ERNAKULAM
DISTRICT, MANAGER, ST.ANTONY'S PUBLIC SCHOOL,
KIZHAKKAMBALAM-686 562, ERNAKULAM DISTRICT.

BY ADV. SRI.V.M.KURIAN
SRI.MATHEW B. KURIAN
SRI.K.T.THOMAS

RESPONDENT/ 1ST RESPONDENT:

JAMES VARGHESE,
(AGE AND FATHER'S NAME NOT KNOWN),
SECRETARY TO GOVERNMENT,
GENERAL EDUCATION DEPARTMENT,
GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM.

BY SENIOR GOVERNMENT PLEADER SMT. K.MEERA.

THIS CONTEMPT OF COURT CASE (CIVIL) HAVING BEEN FINALLY HEARD ON 13/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

H.L.DATTU, C.J. & P.N.RAVINDRAN, J.

CONTEMPT CASE (CIVIL) No. 1205 of 2007-S

Dated, this the 13th day of December, 2007

JUDGMENT

H.L.Dattu, C.J.

Alleging that the respondent has disobeyed the orders and directions issued by this Court in W.P.(C) No.1452 of 2007 dated 20th July, 2007, the complainant/petitioner is before this Court in this contempt petition filed under Sections 11 and 12 of the Contempt of Courts Act 1971 read with Article 215 of the Constitution of India, inter alia, requesting us to take appropriate contempt proceedings against the respondent for the so called willful and deliberate disobedience of the orders and directions issued by this Court in the afore-said writ petition.

(2). Smt. Meera, learned Government Advocate appearing for the respondent would submit that, the respondent being aggrieved by the orders passed by the learned Single Judge, has already filed W.A.No.2921 of 2007 before this Court.

(3). In view of the pendency of that writ appeal, in our opinion, for the present, we need not have to take cognizance of this contempt case filed by the complainant/petitioner. Accordingly, the contempt petition is closed. However, liberty is reserved to the complainant/petitioner to approach this Court, if need arises in future.

(4). In view of the order passed in the contempt case, I.A.No.481

of 2007 is closed.

Ordered accordingly.

(**H.L.DATTU)**
CHIEF JUSTICE

(P.N.RAVINDRAN)
JUDGE

MS